IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 17091 of 2004

Between:

1 The Vijayawada Municipal Corporation,

Employees and Workers Union at Jawaharlal Nehru Building, Municipal Corporation Office, Vijayawada - 520 001, Register No.G.2542/2001, Represented by its President- B. Rama Krishna Rao.

2 The Vijayawada Municipal Corporation,

Ministerial Employee's Association at Jawaharlal Nehru Building, Municipal Corporation Office, Vijayawada - 520 001, Register No.104/1994, Represented by its President- B. Rama Krishna Rao.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh,

Finance and Planning (Fin.Wing-EBS-Rev) Department,
Represented by its Secretary, Secretariat, Hyderabad.

2 The Commissioner of Commercial Taxes,

Nampally, Hyderabad.

3 The Deputy Commercial Tax Officer,

Shivalam Street, Vijayawada.

4 The Commissioner,

Vijayawada Municipal Corporation at Vijayawada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly one in the nature of Writ of Mandamus declaring the proceedings issued by the 2nd respondent in COTs Ref.No.AIII (2)777/2000 dt. 23-07-2003 are illegal, arbitrary and contrary to the orders issued in G.O.Ms.No.48 dt. 15-03-1997 including the consequential proceedings of the 3rd respondent in Rc.No.I/109/2003 dt. 07-07-2003 and to set aside the same by declaring the same as illegal, arbitrary and violative of Article 14 of the Constitution of India.

Counsel for the Petitioners: Smt. N. Indrani

Counsel for the Respondents: Special Government Pleader for Commercial Tax

The Court made the following

O R D E R (Per the Hon'ble Sri Justice Bilal Nazki):

The writ petition is dismissed in terms of the order passed in W.P.No.1516 of 2004, dated 25-10-2004. No order as to costs.

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(BILAL NAZKI, J)

26th October, 2004.

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(S.ANANDA REDDY, J)

vrn

To

1 The Secretary, the Government of Andhra Pradesh,

Finance and Planning (Fin.Wing-EBS-Rev) Department,

Secretariat, Hyderabad.

2 The Commissioner of Commercial Taxes,

Nampally, Hyderabad.

3 The Deputy Commercial Tax Officer,

Shivalam Street, Vijayawada.

4 The Commissioner, Vijayawada Municipal Corporation at

Vijayawada.

5 Two CD copies